

## **Response by the Applicant**

### **Claims Rejections – 35 USC § 112**

The indefinite nature of claims, and the use of words such as "suitable", has now been corrected. As a result of this, the following action has been taken.

Claims 1 to 20 are Canceled.

Claims 21 to 32 are New.

### **Claims Rejections – 35 USC § 103**

The Examiner states that the claims are rejected as being unpatentable over Deckner et al (USP No. 5,824,666) in view of Nara et al (USP No. 4,536,405).

Deckner specifically discloses compositions that are based on acidic active agents, such as salicylic acid, and which must be formulated at a preferable acidic pH of 2.8 to 3.2. Other ingredients, such as emollients, silicone oil or dimethicone, propylene glycol or liquid binding agents, topical anesthetics, anti-inflammatory agents, and such, must be formulated in combination with an acidic active agent, and at a preferable pH of 2.8 to 3.2.

The above acidic pH conditions can cause serious skin irritation, as is well known to those versed in this art. In modern times the use of such acidic agents is a serious disadvantage and much discouraged due to consumer demand. Deckner compositions thus do not relate to the present invention in any regard.

Nara et al disclosure relates to hydrocarbon resins that must have a softening point of at least about 120C (Column 19, Claim 1), preferably from about 120C to about 180C (Column 20, Claim 9). The aromatic hydrocarbon resins of the present invention require temperatures less than 80C. Also, although Nara compositions have skin adhesive property, said property is beneficial to retain other ingredients of Nara's make-up compositions on skin. Nara disclosure does not teach the adhesive property of hydrocarbon resin compositions for the removal of the upper layers of skin for a non-chemical, non-acidic exfoliating action. Thus, Nara compositions do not relate to the present invention in any regard.

In order to further clarify this matter, Claims 1 to 20 are canceled.

Claims 21 to 32 are new.

Claim 21 (New) now specifically points to a non-acidic dermal resurfacing composition, and having a softening point of less than 80C. Neither Deckner nor Nara teaches this art. Claim 21 also clarifies that the present invention is a methodology, wherein three different compositions are applied topically in a sequential manner to obtain unprecedented synergistic topical benefits such as skin antiaging including wrinkles, acne, and skin resurfacing to even skin tone, and skin rebuilding.

I hope the Examiner finds these actions satisfactory.



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